

BEST AVAILABLE COPY

Docket: 99143

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Yoshinori SHIBATA et al.

Group Art Unit: 3724

Serial No.: 09/350,297

Examiner: M. Rachuba

Filed: July 9, 2000

For: BATTERY POWERED TABLE SAWS

**SECOND AMENDMENT AFTER
FINAL REJECTION**

FAX RECEIVED

DEC 13 2001

GROUP 3700

Honorable Commissioner of
Patents and Trademarks
Washington, DC 20231

Sir:

REMARKS

As a result of a telephone interview with the Examiner on December 11, 2001, which, as an initial matter, the Applicants' representatives would like to thank the Examiner for taking the time to discuss the case, the restriction of claims 26, 39, 45, 53 and 55-59 still stands as being directed to inventions that are patentably distinct from the invention originally claimed in claims 4-7. Applicants traverse this withdrawal from consideration according to MPEP 818.03.

With respect to claims 26, 39, 45 and 53, each of these claims depends from independent claims which are now in a condition for allowance. MPEP clearly states:

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